

**PLACER COUNTY SUPERIOR COURT**  
**THURSDAY, CIVIL LAW AND MOTION**  
**DEPARTMENT 42**  
**THE HONORABLE CHARLES D. WACHOB**  
**TENTATIVE RULINGS FOR MAY 14, 2020 AT 8:30 A.M.**

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These are the tentative rulings for the **THURSDAY, MAY 14, 2020 at 8:30 A.M.**, civil law and motion calendar. The tentative ruling will be the court's final ruling unless notice of appearance and request for oral argument are given to all parties and the court by **4:00 p.m., WEDNESDAY, MAY 13, 2020**. Notice of request for argument to the court must be made by calling (916) 408-6481. Requests for oral argument made by any other method will not be accepted. Prevailing parties are required to submit orders after hearing to the court within 10 court days of the scheduled hearing date and approval as to form by opposing counsel. Court reporters are not provided by the court. Parties may provide a court reporter at their own expense.

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**NOTE: ALL LAW AND MOTION MATTERS WILL PROCEED BY TELEPHONIC APPEARANCES. (PLACER COURT EMERGENCY LOCAL RULE 10.28.)**

More information is available at the court's website: [www.placer.courts.ca.gov](http://www.placer.courts.ca.gov).

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Except as otherwise noted, these tentative rulings are issued by the **HONORABLE CHARLES D. WACHOB**. If oral argument is requested, it shall be heard via telephonic appearance.

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**1. M-CV-0066242 CAPITAL ONE BANK v. HIGGINSON, KENNETH**

Plaintiff's motion to vacate dismissal is continued to Thursday, June 4, 2020 at 8:30 a.m. in Department 42. The court seeks clarification from plaintiff regarding its recent submission of a request for dismissal filed on April 30, 2020. The submission of this dismissal suggests plaintiff does not seek to vacate the prior dismissal of this action on April 11, 2017. Plaintiff shall file a supplemental declaration clarifying its submission of the recent request for dismissal by May 22, 2020. The court intends to drop the current motion from calendar if plaintiff fails to file a supplemental declaration expressing its intention to move forward with the motion.

**2. M-CV-0069370 CAPITAL ONE BANK v. ADAMIAN, JESSICA**

Plaintiff's motion to enter judgment pursuant to stipulation is granted under Code of Civil Procedure section 664.6. Judgment in the amount of \$33,806.90 is entered in favor of plaintiff. This consists of a principal amount of \$35,240.90, less a credit of \$1,934.00 in addition to \$500 in costs.

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**3. S-CV-0041662 CAPITAL ONE BANK v. ALTIG, WILLIAM**

Plaintiff's motion to vacate dismissal and entry of judgment is granted under Code of Civil Procedure section 664.6. The dismissal entered on February 5, 2019 is vacated. Judgment in the amount of \$10,603.47 is entered in favor of plaintiff. This consists of a principal amount of \$11,368.47, less a credit of \$1,200.00 in addition to \$435.00 in costs.

**4. S-CV-0041771 PETERSEN, HEATHER v. REY, DAVID**

The OSC re status of arbitration is continued to Friday, July 10, 2020 at 8:30 a.m. in Department 3, located at the Historic Auburn Courthouse, to be heard in conjunction with the pending motion to be relieved as counsel.